

1 HONORABLE RONALD B. LEIGHTON
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 UNITED STATES OF AMERICA,
11 Plaintiff,
12 v.
13 GLORIA HUARD-WADE,
14 Defendant.

Case No. CR04-5490RBL
ORDER

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17 THIS MATTER comes on before the above-entitled Court upon Defendant Huard-Wade's
18 Letter/Motion for Modification of Sentence [Dkt. #110].

19 Having considered the entirety of the records and file herein, the Court rules as follows:

20 Defendant Huard-Wade requests that this Court modify her sentence to convert the second half of her
21 twenty-four month term of imprisonment to home confinement. Modifications of sentences are controlled by
22 18 U.S.C. § 3582(c). The statute provides that a sentence may only be modified upon a motion of the Director
23 of the Bureau of Prisons, under Fed. R. Crim. P. 35, under other statutory authority, or based upon a
24 sentencing range that has been subsequently lowered by the Sentencing Commission. The defendant does not
25 qualify for a modification of her sentence under any of the provisions of 18 U.S.C. § 3582(c). Therefore, this
26 Court is without jurisdiction to modify defendant's sentence and defendant's letter/motion [Dkt. #110] is
27 **DISMISSED.**

1 **IT IS SO ORDERED.**

2 The Clerk shall send uncertified copies of this order to all counsel of record, and to any party appearing
3 pro se.

4 Dated this 20th day of January, 2007.

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6 RONALD B. LEIGHTON
7 UNITED STATES DISTRICT JUDGE

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